

FORM PTO-1390 (REV 10-98) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER -025US
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C.371</b>		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>09/486970</b>
INTERNATIONAL APPLICATION <b>PCT/US98/18432</b>	INTERNATIONAL FILING DATE <b>04 September 1998 (04.09.98)</b>	PRIORITY DATE CLAIMED <b>05 September 1997 (05.09.97)</b>
<b>TITLE OF INVENTION</b> <b>THE USE OF AGENTS WHICH BIND PROTEINS FOR TREATING SEPTIC SHOCK</b>		
<b>APPLICANT(S) FOR DO/EO/US</b> <b>Robert W. FINBERG; Evelyn A. KURT-JONES; and Keith R. SOLOMON</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C.371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371 (b) and PCT Articles 22 and 39(1).</li> <li><input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))             <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau) <b>(18 sheets and 9 sheets of drawings);</b> <ol style="list-style-type: none"> <li>b. <input type="checkbox"/> has been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> </ol> </li> <li><input type="checkbox"/> A translation of the International Application into English (35 U.S.C 371(c)(2)).</li> <li><input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).</li> <li>b. <input type="checkbox"/> have been transmitted by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) (<b>unexecuted</b>) <b>(4 sheets);</b></li> <li><input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>		
<b>Items 11. to 16. below concern document(s) or information included:</b>		
<ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included</li> <li>13. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment.             <ol style="list-style-type: none"> <li><input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> </ol> </li> <li>14. <input type="checkbox"/> A substitute specification.</li> <li>15. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>16. <input checked="" type="checkbox"/> Other items or information: <b>Transmittal Letter (2 sheets in duplicate); PCT International Published Application (WO 99/11281) (with International Search Report attached) (33 sheets); Corrected Version of PCT International Published Application (WO 99/11281) (with International Search Report attached) (30 sheets); PCT Notice Informing the Applicant of the Communication of the International Application to the Designated Offices (Form PCT/IB/308) (1 sheet); Check (#035672)(\$670); Certificate of Express Mailing (1 sheet); and Return Postcard.</b></li> </ol>		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>09/4869</b>	INTERNATIONAL APPLICATION NO. <b>PCT/US98/18432</b>	ATTORNEY'S DOCKET NO. <b>DFN-025PC</b>
17. <input checked="" type="checkbox"/> The following fees are submitted:		<b>CALCULATIONS PTO USE ONLY</b>
<b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5) ) .(a/ January 1, 2000):</b>		
Search Report has been prepared by the EPO or JPO.....\$840		
International preliminary examination fee paid to USPTO (37 CFR 1.482).....\$670		
No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).....\$690		
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$670		
International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....\$96		
		<b>\$670</b>
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$--
<b>CLAIMS</b>		
Total claims	17 -20 =	0 X \$18.00 \$0
Independent claims	2 -3 =	0 X \$78.00 \$0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ 260.00 \$--
<b>TOTAL OF ABOVE CALCULATIONS =</b>		<b>\$670</b>
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28)		\$--
<b>SUBTOTAL =</b>		<b>\$670</b>
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +		\$--
<b>TOTAL NATIONAL FEE =</b>		<b>\$670</b>
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). + \$40.00 per property		\$--
<b>TOTAL FEES ENCLOSED =</b>		<b>\$670</b>
		Amount to be: \$ refunded charged \$
a. <input checked="" type="checkbox"/> A check (#035672) in the amount of <u>\$670</u> to cover the above fees is enclosed.		
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.		
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>12-0080</u> . A duplicate copy of this sheet is enclosed.		
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.		
SEND ALL CORRESPONDENCE TO:  Amy E. Mandragouras, Esq. LAHIVE & COCKFIELD, LLP 28 State Street Boston, Massachusetts 02109 United States of America (617)227-7400 Date: 02 March 2000		
SIGNATURE <u>DeAnn F. Smith</u>		
NAME <u>DeAnn F. Smith</u>		
REGISTRATION NUMBER <u>36,683</u>		